

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

BRANDY LEE RUDDER,

Plaintiff,

v.

WASHINGTON STATE DEPARTMENT  
OF CORRECTIONS, et al.,

Defendant.

CASE NO. 3:24-cv-05418-LK-BAT

**ORDER DENYING PLAINTIFF'S  
LETTER MOTION TO WAIVE  
RECOUPMENT OF FILING FEE,  
DKT. 9.**

Plaintiff filed a § 1983 prisoner civil rights complaint, and on June 13, 2024, was granted leave to proceed *in forma pauperis* (IFP) under 28 U.S.C. § 1915(a). Dkt. 5. On July 11, 2024, Plaintiff filed a letter that states:

Please excuse & waive all fees to this case to proceed forward. I am well below the poverty level. I have zero dollars & zero outside help. I have LFO's already stacking up and deducted and when or if I am able to get a job in this prison I still will barely be able to purchase hygiene. So please again remove/waive this fee and allow me to proceed.

Dkt. 9. A federal civil action filed by a prisoner such as Plaintiff may proceed only if Plaintiff pays the filing fee or is granted leave to proceed IFP under 28 U.S.C. § 1915(a). The Court cannot grant Plaintiff's request to excuse or waive recoupment of the filing fee because a prisoner who is granted leave to proceed IFP remains obligated to pay the entire fee in "increments" or "installments." See 28 U.S.C. § 1915(b)(1) & (2); *Bruce v. Samuels*, 577 U.S.

ORDER DENYING PLAINTIFF'S LETTER MOTION  
TO WAIVE RECOUPMENT OF FILING FEE, DKT. 9. -

82, 84 (2016); *Williams v. Paramo*, 775 F.3d 1182, 1185 (9th Cir. 2015).

The Court accordingly **ORDERS**:

1. Plaintiff's letter motion (Dkt. 9) requesting the Court waive or excuse recoupment of the filing fee is **DENIED**.

2. The clerk shall provide a copy of this order to Plaintiff.

DATED this 12<sup>th</sup> day of July, 2024.

  
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BRIAN A. TSUCHIDA  
United States Magistrate Judge

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